

SENATE BILL 2775
By Cooper

AN ACT to amend Tennessee Code Annotated, Section 56-7-1201 and Section 56-7-1301, relative to automobile insurance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 56-7-1201(a), is amended by deleting subdivision (2) in its entirety and substituting instead the following:

(2) However, any named insured may reject in writing such uninsured motorist coverage completely or select lower limits of such coverage but not less than the minimum coverage limits in §55-12-107. Any document signed by the named insured or legal representative which initially rejects such coverage or selects lower limits shall be binding upon every insured to whom such policy applies, and shall be conclusively presumed to become a part of the policy or contract when issued or delivered, irrespective of whether physically attached thereto. Unless the named insured subsequently requests such coverage in writing, the rejected coverage need not be included in or supplemental to any continuation, renewal, reinstatement, or replacement of such policy, or the transfer of vehicles insured thereunder, where the named insured had rejected the coverage in connection with a policy previously issued by the same insurer or an affiliated insurer.

SECTION 2. Tennessee Code Annotated, Section 56-7-1201, is amended by deleting the last paragraph of subsection (c) in its entirety and replacing it with the following new paragraph:

No insurer shall be required to offer limits of such property damage coverage greater in amount than the property damage liability limits purchased by the insured. After such uninsured motorist property damage has been made available to an insured one (1) time and has been rejected in writing, it need not again be made available in any

continuation, renewal, reinstatement, or replacement of such policy by the same insurer or an affiliated insurer, or the transfer of vehicles insured thereunder, unless the insured makes a written request for such coverage. As used in this section, "property damage" means damage to either the insured vehicle or property owned by an insured while in the insured vehicle.

SECTION 3. Tennessee Code Annotated, Section 56-7-1301(a), is amended by adding the following new subdivision:

(3) "Renewal" or "to renew" means the issuance, or the offer to so issue, by an insurer of a policy succeeding a policy previously issued and delivered by the same insurer or an insurer within the same group of insurers, or the issuance of a certificate or notice extending the term of an existing policy for a specified period beyond its expiration.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.